

7-25-07  
Application No. 10/820,275  
Paper Dated July 25, 2007.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/820,275 Confirmation No.: 8587  
Applicant : Hugh T. Conway  
Filed : April 8, 2004  
Title : SAFETY SHIELDING NEEDLE ASSEMBLY WITH  
PASSIVE SHIELDING  
Group Art Unit : 3767  
Examiner : Catherine Witczak

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

ATTENTION: Refund Section, Accounting Division, Office of Finance

**REQUEST FOR REFUND**

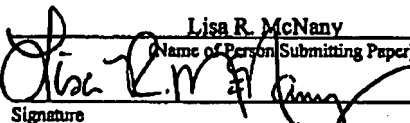
Sir:

Applicant respectfully requests a refund for fees charged to Deposit Account No. 23-0650 on June 28, 2007, based on such fees having been already paid.

In particular, a Request for Continued Examination and Amendment After Final Rejection were filed in connection with the above-referenced application on June 26, 2007. Submitted herewith is a copy of an electronic acknowledgement receipt, confirming payment of fees for filing of the RCE, totaling \$790.00, in connection with this application. No other fees are believed to be due for the submission of the RCE and Amendment After Final Rejection.

Applicant's undersigned attorney has recently received the Deposit Account Statement for Deposit Account No. 23-0650 for the month of June 2006, which identifies a charge made on behalf of Application No. 10/820,275 on June 28, 2007 with fee code 1201

I hereby certify that this correspondence is being submitted electronically to the United States Patent and Trademark Office on July 25, 2007.

  
Lisa R. McNary  
(Name of Person Submitting Paper)  
Signature Date 07/25/2007

Application No. 10/820,275  
Paper Dated July 25, 2007

totaling \$200.00, representing the fee for filing of an additional independent claim. Such fee has been charged to Account No. 23-0650 in error.

The List of Claims includes four independent claims, but the fee for the additional independent claim was paid with the original submission of the application. Submitted herewith is a copy of the Fee Transmittal dated April 8, 2004 confirming payment of the fee for the additional independent claim. No new independent claims have been submitted since the filing of the original application. Therefore, a refund of \$200.00 to Deposit Account No. 23-0650 is respectfully requested.

Please direct any questions regarding this Request for Refund to the undersigned, who can be reached by telephone at 412-471-8815.

Respectfully submitted,

THE WEBB LAW FIRM

By: 

Kirk M. Miles  
Registration No. 37,891  
Attorney for Applicant  
700 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
Telephone: 412-471-8815  
Facsimile: 412-471-4094

### Electronic Patent Application Fee Transmittal

<b>Application Number:</b>	10820275			
<b>Filing Date:</b>	08-Apr-2004			
<b>Title of Invention:</b>	Safety shielding needle assembly with passive shielding			
<b>First Named Inventor/Applicant Name:</b>	Hugh T. Conway			
<b>Filer:</b>	Kirk M. Miles/Lisa McNary			
<b>Attorney Docket Number:</b>	P-5690			
Filed as Large Entity				
<b>Utility      Filing Fees</b>				
<b>Description</b>	<b>Fee Code</b>	<b>Quantity</b>	<b>Amount</b>	<b>Sub-Total in USD(\$)</b>
<b>Basic Filing:</b>				
<b>Pages:</b>				
<b>Claims:</b>				
<b>Miscellaneous-Filing:</b>				
<b>Petition:</b>				
<b>Patent-Appeals-and-Interference:</b>				
<b>Post-Allowance-and-Post-Issuance:</b>				
<b>Extension-of-Time:</b>				

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
<b>Miscellaneous:</b>				
Request for continued examination	1801	1	790	790
<b>Total in USD (\$)</b>				<b>790</b>

040804

22713 U.S. PTO

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Approved for use through 07/31/2008. OMB 0831-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$894.00

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Hugh T. Conway
Examiner Name	
Art Unit	
Attorney Docket No.	P-5690

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number	02-1666
Deposit Account Name	Becton, Dickinson and Company

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) or any underpayments of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	770.00
1002 340	2002 170	Design filing fee	
1003 630	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 770.00)

### 2. EXTRA CLAIM FEES FOR UTILITY AND

Total Claims	Extra Claims	Fee from below	Fee Paid
18	18 - 20** = 0	0	0.00
Independent Claims	4 - 3** = 1	84.00	84.00
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 68	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 68	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) \$84.00

\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 60	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non - English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 850	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
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1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 840	2503 320	Plant issue fee	
1480 130	1480 130	Petitions to the Commissioner	
1807 60	1807 60	Processing fee under 37 CFR § 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Statement	
6021 40	6021 40	Recording each patent assignment per property (times number of properties)	40.00
1809 770	2809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) \$40.00

## SUBMITTED BY

Name	Mark Lindsey	Registration No. (Attorney/Agent)	52,515	Telephone	201-947-6162
Signature	M. Lindsey	Date	4/8/04		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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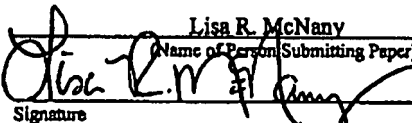
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700 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
Telephone: 412-471-8815  
Facsimile: 412-471-4094

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<b>Filing Date:</b>	08-Apr-2004			
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<b>First Named Inventor/Applicant Name:</b>	Hugh T. Conway			
<b>Filer:</b>	Kirk M. Miles/Lisa McNary			
<b>Attorney Docket Number:</b>	P-5690			
Filed as Large Entity				
<b>Utility      Filing Fees</b>				
<b>Description</b>	<b>Fee Code</b>	<b>Quantity</b>	<b>Amount</b>	<b>Sub-Total In USD(\$)</b>
<b>Basic Filing:</b>				
<b>Pages:</b>				
<b>Claims:</b>				
<b>Miscellaneous-Filing:</b>				
<b>Petition:</b>				
<b>Patent-Appeals-and-Interference:</b>				
<b>Post-Allowance-and-Post-Issuance:</b>				
<b>Extension-of-Time:</b>				



Description	Fee Code	Quantity	Amount	Sub-Total In USD(\$)
<b>Miscellaneous:</b>				
Request for continued examination	1801	1	790	790
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Approved for use through 07/31/2008. OMB 0851-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$894.00

**Complete If Known**

Application Number	
Filing Date	
First Named Inventor	Hugh T. Conway
Examiner Name	
Art Unit	
Attorney Docket No.	P-5690

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money order ☐ Other ☐ None☒ Deposit Account

Deposit Account Number

02-1666

Deposit Account Name

Becton, Dickinson and Company

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☒ Charge any additional fee(s) or any underpayments of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

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1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$)

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Extra Claims	Fee from below	Fee Paid
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1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

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1053 130	1053 130	Non - English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
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1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
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1452 110	2452 65	Petition to revive - unavoidable	
1453 1,330	2453 685	Petition to revive - unintentional	
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1503 840	2503 320	Plant issue fee	
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6021 40	6021 40	Recording each patent assignment per property (times number of properties)	40.00
1809 770	2809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 800	1802 800	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 340.00

**SUBMITTED BY**

Name	Mark Lindsey	Registration No. (Attorney/Agent)	52,515	Telephone	201-347-4362
Signature	M. Lindsey	Date	4/8/04		

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Document code: WFEE

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01 FC:1201 200.00 DA

Adjustment date: 08/06/2007 SFELEKE1  
06/28/2007 EPAYTON 00000001 230650 10820275  
01 FC:1201 200.00 CR